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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NAYRA CABRERA, VICTOR TAPIA, and
SEGUNDO DONE, Individually and on behalf of all
other Similarly Situated Employees

Plaintiff,

Civil Action No. 08-cv-9573 (PAC)(MHD)

vs.

MARRICIO FERNANDEZ, MATTHEW
FERNANDEZ, 2541 FOOD CORP., ARCON CORP.,
M & M MANAGEMENT, 592 LENOX FOOD
CORP., 2076 EAST FOOD CORP., 2497
SUPERMARKET CORP., 869 J MEAT CORP. and
JOHN DOES #1-10, Jointly and Severally.

Defendants.

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE
AND WITHOUT COSTS**

Pursuant to Fed. R. Civ. P. 41(a), the parties to this matter, through their attorneys, stipulate and agree that the instant action, having been sculed in accordance with a *Settlement Agreement and Release*, shall be and hereby is dismissed with prejudice, with each party to bear its own costs and attorneys' fees.

For the Plaintiffs

By: B. Pelton

Brent Pelton (BP-)
Attorney for Plaintiffs
PELTON & ASSOCIATES PC
111 Broadway, 9th Floor
New York, New York 10006
(212) 385-9700

Dated: 6/1/09, 2009

IT IS SO ORDERED:

Paul A. Crotty

Honorable Paul A. Crotty, U.S.D.J.

Dated: June 17, 2009

For the Defendants

By: H. Boshak

Heather R. Boshak (HB-9736)
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Dated: 6/5, 2009